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MARK SNOOKAL

UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA – WESTERN DIVISION

MARK SNOOKAL, an individual,

Plaintiff,

vs.

CHEVRON USA, INC., a California  
Corporation, and DOES 1 through 10,  
inclusive,

Defendants.

Case No. 2:23-cv-6302-HDV-AJR

**JOINT STIPULATION TO CONTINUE  
THE NOVEMBER 14, 2024 MOTION  
HEARING DEADLINE**

District Judge: Hon. Hernán D. Vera  
Magistrate Judge: Hon. A. Joel Richlin

Action Filed: August 3, 2023  
Trial Date: February 4, 2025

1 Plaintiff Mark Snookal (“Plaintiff”) and Defendant Chevron USA, Inc.  
2 (Defendant”) (collectively the “Parties”), by through their respective attorneys of record,  
3 and pursuant to Federal Rule of Civil Procedure Rule 16(b)(4); Local Rule 7-1; and the  
4 Court’s Civil Standing Order (Dkt 10) Section XIV, hereby stipulate to, and respectfully  
5 request, a continuance of the November 14, 2024 Motion Hearing Deadline set forth in  
6 the Court’s Scheduling Conference and Order Setting Pretrial and Trial Schedule (“Civil  
7 Trial Order,” Dkt 19), as modified pursuant to the Court’s Order on September 3, 2024  
8 (Dkt 23).

9 The Parties are cognizant and respectful of the Court’s Civil Trial Order which  
10 notes that the pretrial and trial dates set by the Court are firm and that stipulations to  
11 request a continuance “must contain a detailed factual showing of good cause and due  
12 diligence demonstrating the necessity for the continuance and a description of the parties’  
13 efforts taken to advance the litigation.” (Civil Trial Order at p. 18:8-13.) The Parties  
14 believe such good cause for a continuance exists as follows, despite the due diligence of  
15 the Parties:

- 16 1. Under the existing schedule, the Motion Hearing Deadline is set for  
17 November 14, 2024, pursuant to the Court’s Order (Dkt 23) granting the  
18 parties’ Joint Stipulation to Continue the September 19, 2024 Expert  
19 Discovery Cut-Off and the October 29, 2024 Motion Hearing Deadline (Dkt  
20 22).
- 21 2. Among other reasons, the Parties previously requested a continuance of the  
22 Motion Hearing Deadline to allow the Parties to find mutually agreeable  
23 dates for Plaintiff to take a handful of fact witness depositions. (Dkt 22-1,  
24 Declaration of Olivia Flechsig in Support of Parties’ Joint Stipulation to  
25 Continue the September 19, 2024 Expert Discovery Cut-Off and the October  
26 29, 2024 Motion Hearing Deadline [hereinafter “Flechsig Decl.”], ¶ 5.) Two  
27 of these depositions have been set for September 13, 2024, and September  
28

1 17, 2024. (Declaration of Sarah Fan in support of Parties’ Joint Stipulation  
2 to Continue the November 14, 2024 Motion Hearing Deadline [hereinafter  
3 “Fan Decl.”], ¶ 4.) The remaining deposition is of a doctor located in  
4 Nigeria who has not been reachable because he will not be back in the office  
5 until September 30, 2024. (*Id.*) Plaintiff believes this deposition is  
6 necessary for the disposition of Defendant’s Motion for Summary Judgment.  
7 (Flechsigs Decl. ¶ 5.)

8 3. Notwithstanding the outstanding discovery required, the Parties have been  
9 working to advance this case. Discovery is well underway, and the Parties  
10 have both propounded and answered written discovery requests; propounded  
11 and answered document requests; and have noticed and taken witness  
12 depositions. (Fan Decl., ¶ 5.) The Parties have also exchanged expert  
13 witness disclosures and reports. (*Id.*) The Parties made efforts to schedule  
14 the remaining fact witness depositions as soon as possible but have not been  
15 able to schedule the last remaining deposition due to availability of the  
16 witness, who resides in Nigeria. (*Id.* at ¶ 4.)

17 Therefore, in order to complete the outstanding discovery, and to allow for the  
18 disposition of Defendant’s Motion for Summary Judgment, the Parties require additional  
19 time.

20 The Parties requested one prior continuance in this case on September 3, 2024,  
21 seeking a continuance of the Expert Discovery Cut-off and the Motion Hearing Deadline,  
22 which this Court graciously granted on September 4, 2024. (Dkt 23.) In light of witness  
23 unavailability for the remaining fact witness deposition, the Parties respectfully request  
24 an adjustment to the Court’s Order setting the Motion Hearing Deadline on December 5,  
25 2024. The Parties intend that the requested continuance will not disturb the current trial  
26 or pretrial filing dates. (Fan Decl., ¶ 6.)

For these reasons, the Parties respectfully request that the Court grant a  
continuance of the Motion Hearing Deadline as follows:

Event	Current Date	New Proposed Date
Last Date to <u>Hear</u> Motions	November 14, 2024	December 5, 2024

Dated: September 12, 2024

SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

By /s/ Sarah Fan

TRACEY A. KENNEDY  
ROBERT E. MUSSIG  
H. SARAH FAN

Attorneys for Defendant  
CHEVRON U.S.A. INC.,  
a Pennsylvania Corporation

Dated: September 12, 2024

ALLRED, MAROKO & GOLDBERG

By /s/ Olivia Flechsig

DOLORES Y. LEAL  
OLIVIA FLECHSIG

Attorneys for Plaintiff,  
MARK SNOOKAL

**SIGNATURE ATTESTATION**

Pursuant to the Central District of California Local Rule 5-4.3.4(a)(2)(i), I, the undersigned, attest that all other signatories listed, and on whose behalf the filing is submitted, concur in the filing's content and have authorized the filing.

Dated: September 12, 2024

SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

By /s/ Sarah Fan

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